

# **REMINDER: REDEVELOPMENT MEETING**

## **CANCELED**

### **WORK SESSION/REGULAR MEETING**

**OCTOBER 6, 2022**

### **TENTATIVE AGENDA**

1. Approval of Minutes of September 15, 2022 Regular Meeting
2. Payment of Bills
3. Resolution approving the refund of \$5,000 of cannabis application fee to cannabis businesses not selected
4. Resolution rejecting bids for 2022 NJDOT Rose and Pine Street project and authorizing rebid
5. Resolution hiring Joseph T. Fox as Public Works Laborer
6. Resolution regarding raffle licenses for Just Believe Inc.
7. Resolution regarding membership in Lakehurst Fire Department for Crystal D. Parker
8. Resolution regarding membership in Lakehurst Fire Department for Vander L. Zinne
9. Introduction and first reading of Ordinance #2022-10 entitled "ORDINANCE OF THE BOROUGH OF LAKEHURST, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE BOROUGH, CHAPTER XXV ENTITLED "LAND DEVELOPMENT", SECTION 25-32; AND CHAPTER IV ENTITLED "GENERAL LICENSING" SECTION 4-5.3"
10. Executive/Closed Session to discuss personnel matters/contract negotiations

Maryanne Capasso, RMC  
Municipal Clerk

*The Mayor and Council reserve the right to add or delete items from the agenda.*

**RESOLUTION  
OCTOBER 6, 2022**

**WHEREAS**, the governing body of the Borough of Lakehurst, in the County of Ocean and State of New Jersey has carefully examined all vouchers presented to the Borough Clerk for payment of claims; finding all to be accurate and legitimate;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey that the bills list as presented in the amount of \$57,092.25 is hereby approved.

**I, Maryanne Capasso, Municipal Clerk, of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of October 6, 2022.**

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**Maryanne Capasso  
Municipal Clerk, RMC**

P.O. Type: All  
 Range: First to Last  
 Format: Detail without Line Item Notes  
 Vendors: All  
 Rcvd Batch Id Range: First to Last  
 Open: N Paid: N Void: N  
 Rcvd: Y Held: Y Aprv: N  
 Bid: Y State: Y Other: Y Exempt: Y  
 Include Non-Budgeted: Y

PO #	PO Date	Vendor	Amount	Charge Account	Contract Acct Type	PO Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice
21-00677	09/30/21	M0073 MOTOROLA SOLUTIONS, INC.									
		1 APX 4500 SINGLE BAND 7/800	4,137.75	1-01-25-240-241	B	EQUIPMENT - RADIO REPAIR	R	09/30/21	10/05/22		
22-00104	02/07/22	D0081 SPACESAVER CORPORATION									
		1 SPACESAVE FAST RESPONSE LOCKER	2,893.33	1-01-25-240-246	B	EQUIPMENT - SAFETY	R	03/02/22	10/05/22		II24008870
22-00387	06/07/22	F0095 FIREFLOW SERVICES INC									
		1 HOSE TESTING	990.00	2-01-25-265-244	B	EQUIPMENT - MAINTENANCE/REPAIR	R	06/07/22	10/05/22		3737
		2 GROUND LADDER TESTING	360.00	2-01-25-265-244	B	EQUIPMENT - MAINTENANCE/REPAIR	R	06/07/22	10/05/22		
		3 FIRE PUMP TESTING	700.00	2-01-25-265-244	B	EQUIPMENT - MAINTENANCE/REPAIR	R	06/07/22	10/05/22		
		4 FUEL SURCHARGE - HOSE DIVISION	56.25	2-01-25-265-244	B	EQUIPMENT - MAINTENANCE/REPAIR	R	06/07/22	10/05/22		
		5 FUEL SURCHARGE - PUMP DIVISION	56.25	2-01-25-265-244	B	EQUIPMENT - MAINTENANCE/REPAIR	R	06/07/22	10/05/22		
		6 LADDER HEAT SENSOR	24.00	2-01-25-265-244	B	EQUIPMENT - MAINTENANCE/REPAIR	R	08/16/22	10/05/22		
			2,186.50								
22-00484	07/19/22	W0036 WIRELESS COMM. & ELECTRONICS									
		1 G5 PAGERS DUAL BAND VOICE PAGE	2,011.50	2-01-25-265-242	B	EQUIPMENT - NEW PURCHASES	R	07/19/22	10/05/22		
		2 3 YEAR EXTENDED WARRANTY	351.00	2-01-25-265-242	B	EQUIPMENT - NEW PURCHASES	R	07/19/22	10/05/22		
		3 PROGRAMMING	75.00	2-01-25-265-242	B	EQUIPMENT - NEW PURCHASES	R	07/19/22	10/05/22		
		4 DROP IN CHARGE	243.00	2-01-25-265-242	B	EQUIPMENT - NEW PURCHASES	R	07/19/22	10/05/22		
			2,680.50								
22-00542	08/08/22	P0038 PRO-SHRED SOUTHERN NJ									
		1 PD SHRED INVOICE# 40265	45.00	2-01-25-240-297	B	Police - Miscellaneous	R	08/08/22	10/05/22		40265
		2 PD SHRED INVOICE# 41024	45.00	2-01-25-240-297	B	Police - Miscellaneous	R	09/19/22	10/05/22		41024
			90.00								
22-00563	08/16/22	S0650 SIRCHIE ACQUISITION COMPANY									
		1 4" EVIDENCE BAGS 100 CT	26.82	2-01-25-240-297	B	Police - Miscellaneous	R	08/16/22	10/05/22		
		2 BLOOD COLLECTION KIT	48.85	2-01-25-240-297	B	Police - Miscellaneous	R	08/16/22	10/05/22		
		4 GUN BOX - 25PK	40.97	2-01-25-240-297	B	Police - Miscellaneous	R	08/16/22	10/05/22		

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Borough of Lakehurst  
Bill List By P.O. Number

PO #	PO Date	Vendor	Amount	Charge Account	Contract Acct Type Description	PO Type	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice
22-00563	08/16/22	S0650 SIRCHIE ACQUISITION COMPANY		Continued							
		5 SHIPPING	<u>38.05</u>	2-01-25-240-297	B Police - Miscellaneous		R	08/16/22	10/05/22		
			154.69								
22-00602	08/24/22	M0118 MIRACLE CHEMICAL CO.									
		1 200 GAL SODIUM HYPOCHLORITE	992.00	2-09-00-101-267	B CHEMICALS		R	08/24/22	10/05/22		51765
		2 FUEL SURCHARGE	<u>75.00</u>	2-09-00-101-267	B CHEMICALS		R	08/24/22	10/05/22		
			1,067.00								
22-00603	08/25/22	D0024 D. GORDON CONTROLS									
		1 ESC CONDENSE COMPRESSOR	1,132.73	2-01-26-310-244	B EQUIPMENT - MAINTENANCE/REPAIR		R	08/25/22	10/05/22		59997
		2 REPLACE T-STAT	<u>566.08</u>	2-01-26-310-244	B EQUIPMENT - MAINTENANCE/REPAIR		R	08/25/22	10/05/22		60468
			1,698.81								
22-00631	09/12/22	A0068 ARNOLD STEEL COMPANY									
		1 4X8 DIAMOND PLATE	460.00	2-09-00-101-252	B MOTOR VEHICLE - MAINT/REPAIR		R	09/12/22	10/05/22		
22-00632	09/12/22	D0072 DYNAMIC TESTING SERVICE, LLC									
		1 DRUG/ALCH TEST - PW	90.00	G-02-00-200-445	B Recycling Tonnage Grant - 2019		R	09/12/22	10/05/22		724
22-00633	09/12/22	R0028 RUTGERS, THE STATE UNIVERSITY									
		1 CLEAN COMM TRAINING	85.00	G-02-00-200-423	B Clean Communities - 2018		R	09/12/22	10/05/22		117665
22-00665	09/15/22	W0952 WEIGHTS AND MEASURES FUND									
		1 TUNING FORKS TEST	140.00	2-01-25-240-297	B Police - Miscellaneous		R	09/15/22	10/05/22		
22-00666	09/19/22	D0004 DRAEGER, INC.									
		1 HOSE	17.00	2-01-25-240-245	B EQUIPMENT - POLICE TACTICAL		R	09/19/22	10/05/22		
		2 CERT CHARGE	106.00	2-01-25-240-245	B EQUIPMENT - POLICE TACTICAL		R	09/19/22	10/05/22		
		3 CALIBRATION CHARGE	<u>56.00</u>	2-01-25-240-245	B EQUIPMENT - POLICE TACTICAL		R	09/19/22	10/05/22		
			179.00								
22-00667	09/19/22	E0026 EVERS PSYCHOLOGICAL ASSOCIATIO									
		1 PREEMPLOYMENT PSYCH EXAM	300.00	2-01-25-240-297	B Police - Miscellaneous		R	09/19/22	10/05/22		
22-00670	09/19/22	C0084 COASTAL SOLUTIONS									
		1 DISPLAY PORT ADAPTORS	25.89	2-01-20-140-222	B Information Technology - Contractual Srv	R		09/19/22	10/05/22		94218

PO #	PO Date	Vendor	Amount	Charge Account	Contract Acct Type	PO Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice
22-00670	09/19/22	C0084 COASTAL SOLUTIONS		Continued							
		2 DISPLAY PORT ADAPTORS	25.89	2-01-20-140-222	B	Information Technology - Contractual Srv R		09/19/22	10/05/22		94417
			51.78								
22-00673	09/19/22	H0196 HALL'S SERVICE, INC.									
		1 2207-3021: PW OIL CHANGE	37.52	2-01-26-291-256	B	PUBLIC WKS VEHICLE MAINT/REP	R	09/19/22	10/05/22		2207-3021
		2 2207-3082: PD 1308 OIL CHANGE	55.19	2-01-26-291-252	B	POLICE VEHICLE MAINT/REPAIR	R	09/19/22	10/05/22		2207-3082
		3 2207-3105: PD 1302 OIL CHANGE	51.69	2-01-26-291-252	B	POLICE VEHICLE MAINT/REPAIR	R	09/19/22	10/05/22		2207-3105
		4 2207-3251: PD 1307 OIL CHANGE	50.96	2-01-26-291-252	B	POLICE VEHICLE MAINT/REPAIR	R	09/19/22	10/05/22		2207-3251
		5 2207-3287: PD 1304 OIL/HEAT CO	144.23	2-01-26-291-252	B	POLICE VEHICLE MAINT/REPAIR	R	09/19/22	10/05/22		2207-3287
		6 2207-3292: PD 1302 BATTERY	163.90	2-01-26-291-252	B	POLICE VEHICLE MAINT/REPAIR	R	09/19/22	10/05/22		2207-3292
		7 2208-3751: PD 1301 OIL/BRAKE C	184.78	2-01-26-291-252	B	POLICE VEHICLE MAINT/REPAIR	R	09/19/22	10/05/22		2208-3751
		8 2208-3806: PD 1305 OIL/SWAY BA	113.29	2-01-26-291-252	B	POLICE VEHICLE MAINT/REPAIR	R	09/19/22	10/05/22		2208-3806
		9 2208-3816: PD 1308 PLUG	21.94	2-01-26-291-252	B	POLICE VEHICLE MAINT/REPAIR	R	09/19/22	10/05/22		2208-3816
			823.50								
22-00675	09/19/22	P0054 PENN JERSEY PAPER COMPANY									
		1 Z-FOLD PAPER TOWELS	274.75	2-01-26-310-299	B	MISCELLANEOUS	R	09/19/22	10/05/22		
		2 TOILET TISSUE	144.75	2-01-26-310-299	B	MISCELLANEOUS	R	09/19/22	10/05/22		
		3 TRASH CAN LINERS 38X58	98.85	2-01-26-310-299	B	MISCELLANEOUS	R	09/19/22	10/05/22		
		5 DELIVERY FEE	7.95	2-01-26-310-299	B	MISCELLANEOUS	R	09/27/22	10/05/22		00927038
			526.30								
22-00677	09/29/22	N0380 NJ STATE LEAGUE OF MUNICIPALIT									
		1 NJLM CONFERENCE- HARRY ROBBINS	60.00	2-01-20-110-282	B	CONFERENCE FEES & TRAVEL	R	09/29/22	10/05/22		
		2 MARYANNE CAPASSO	60.00	2-01-20-120-282	B	CONFERENCE FEES & TRAVEL	R	09/29/22	10/05/22		
		5 DAVID WINTON	60.00	2-09-00-101-282	B	CONFERENCE FEES & TRAVEL	R	09/29/22	10/05/22		
		6 AMY LOWE	60.00	2-09-00-101-282	B	CONFERENCE FEES & TRAVEL	R	09/29/22	10/05/22		
		7 MATTHEW KLINE	60.00	2-01-25-240-282	B	CONFERENCE FEES & TRAVEL	R	09/29/22	10/05/22		
		8 TAMMY DUFFY	60.00	2-01-25-240-282	B	CONFERENCE FEES & TRAVEL	R	09/29/22	10/05/22		
			360.00								
22-00679	09/30/22	C0601 CEDAR POST FARM MARKET									
		1 MUMS FOR B&G	240.00	2-01-26-310-269	B	GROUNDS - SHURBS, TREES, PLANTS	R	09/30/22	10/05/22		
22-00689	10/04/22	M0316 MUNICIPAL CLERKS ASSOC OF OC									
		1 VITAL STAT.PRACTICES SEMINAR	20.00	2-01-20-120-284	B	TRAINING & EDUCATION	R	10/04/22	10/05/22		

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22-00690	10/04/22	M0316 MUNICIPAL CLERKS ASSOC OF OC									
		1 VITAL STAT.PRACTICES SEMINAR	20.00	2-01-20-120-284	B	TRAINING & EDUCATION	R	10/04/22	10/05/22		
22-00691	10/04/22	A0118 ATLANTIC PRINTING & DESIGN									
		1 TAX PAYMENT STICKERS	275.00	2-01-20-120-216	B	Clerk - Printing	R	10/04/22	10/05/22		
22-00692	10/05/22	P0158 PITNEY BOWES									
		1 MAILING METER CHARGES	126.00	2-01-20-120-299	B	MISCELLANEOUS	R	10/05/22	10/05/22		1021465496
22-00693	10/05/22	A0024 ACTION DATA SERVICES									
		1 PAYROLL SERVICE PDEND 9/11/22	185.07	2-01-20-130-299	B	Finance - Miscellaneous	R	10/05/22	10/05/22		79639
22-00694	10/05/22	M0081 METROPOLITAN LIFE INSURANCE CO									
		1 DENTAL INSURANCE 9/2022	4,263.93	2-01-23-220-226	B	Insurance - Dental	R	10/05/22	10/05/22		
22-00695	10/05/22	S9911 STATE OF NJ - DEPT OF LABOR									
		1 COMBINED ASSESSMENT BILL 2021	289.48	2-01-23-225-296	B	UNEMPLOYMENT	R	10/05/22	10/05/22		
22-00696	10/05/22	V0855 VERIZON									
		1 PHONE BILL	362.06	2-01-31-440-275	B	TELEPHONE	R	10/05/22	10/05/22		
22-00697	10/05/22	P0022 SUN LIFE									
		1 LIFE INS BILL TO 11/22	102.60	2-01-23-220-227	B	Insurance - Life Insurance	R	10/05/22	10/05/22		
22-00698	10/05/22	P0152 PETTY CASH FUND									
		1 HALLOWEEN COSTUME PRIZES	355.00	2-01-55-900-006	B	PETTY CASH	R	10/05/22	10/05/22		
22-00699	10/05/22	W0030 WEX BANK									
		1 WAWA GAS CHARGES SEPT 2022	3,862.33	2-01-31-447-265	B	GASOLINE	R	10/05/22	10/05/22		84064125
22-00700	10/05/22	N0029 TWIN ROCKS WATER									
		1 BORO HALL WATER AND COOLER	48.00	2-01-20-120-299	B	MISCELLANEOUS	R	10/05/22	10/05/22		
		2 POLICE DEPT WATER AND COOLER	38.97	2-01-25-240-297	B	Police - Miscellaneous	R	10/05/22	10/05/22		
			86.97								
22-00701	10/05/22	A0102 AFFILIATED TECHNOLOGY SOLUTION									
		1 PHONE BILL - NOVEMBER 2022	638.18	2-01-31-440-275	B	TELEPHONE	R	10/05/22	10/05/22		

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Borough of Lakehurst  
Bill List By P.O. Number

PO #	PO Date	Vendor	Amount	Charge Account	Contract Acct Type	PO Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice
22-00702	10/05/22	NJ101 NJ DEPT OF HEALTH									
		1 DOG LIC REPORT SEPT 2022	4.20	2-15-00-900-003	B	Due to State - License Fees	R	10/05/22	10/05/22		
22-00703	10/05/22	C0060 COMCAST CABLE									
		1 ESC CABLE MODEM	171.14	2-01-31-440-275	B	TELEPHONE	R	10/05/22	10/05/22		
		2 COMM CENTER CABLE MODEM	93.22	2-01-31-440-275	B	TELEPHONE	R	10/05/22	10/05/22		
		3 BORO HALL CABLE MODEM	199.17	2-01-31-440-275	B	TELEPHONE	R	10/05/22	10/05/22		
		4 PD CABLE MODEM	136.21	2-01-31-440-275	B	TELEPHONE	R	10/05/22	10/05/22		
		5 PW CABLE MODEM	110.84	2-01-31-440-275	B	TELEPHONE	R	10/05/22	10/05/22		
			<u>710.58</u>								
22-00704	10/05/22	S0896 SHORE BUSINESS SOLUTIONS									
		1 BORO COPIER INVOICE# AR65981	12.23	2-01-20-120-299	B	MISCELLANEOUS	R	10/05/22	10/05/22		AR65981
22-00705	10/05/22	J0900 JCP&L									
		1 ELECTRIC BILL STREET LIGHTING	1,475.32	2-01-31-436-276	B	STREET LIGHTING	R	10/05/22	10/05/22		
		2 LED STREET LIGHTING	429.82	2-01-31-436-276	B	STREET LIGHTING	R	10/05/22	10/05/22		
			<u>1,905.14</u>								
22-00706	10/05/22	J0900 JCP&L									
		1 ELECTRIC BILL CF	3,276.30	2-01-31-435-276	B	ELECTRICITY	R	10/05/22	10/05/22		
22-00707	10/05/22	J0900 JCP&L									
		1 ELECTRIC BILL UF	2,825.16	2-09-00-101-276	B	ELECTRIC	R	10/05/22	10/05/22		
22-00708	10/05/22	H0622 HOME DEPOT CREDIT SERVICES									
		1 B & G SHARE	46.64	2-01-26-310-262	B	MINOR TOOLS & EQUIPMENT	R	10/05/22	10/05/22		
22-00709	10/05/22	S0132 STATE OF NEW JERSEY-PWT									
		1 WATER TAX - 3RD QTR. 2022	275.60	2-09-00-101-299	B	MISCELLANEOUS	R	10/05/22	10/05/22		
22-00710	10/05/22	B9112 B & K EQUIPMENT SERVICES									
		1 TRASH TRUCK INVOICE# 36012	243.00	2-01-26-291-254	B	SANITATION VEHICLE MAINT/REP	R	10/05/22	10/05/22		36012
		2 TRASH TRUCK INVOICE# 36046	272.50	2-01-26-291-254	B	SANITATION VEHICLE MAINT/REP	R	10/05/22	10/05/22		36046
			<u>515.50</u>								
22-00711	10/05/22	U0005 UNIFIRST CORPORATION									
		1 PW UNIFORM CLEANING 8/22	923.44	2-09-00-101-271	B	UNIFORMS	R	10/05/22	10/05/22		

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Borough of Lakehurst  
Bill List By P.O. Number

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PO #	PO Date	Vendor	Amount	Charge Account	Contract Acct Type	PO Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice
22-00712	10/05/22	P0151 PEDRONI FUEL OIL CO.									
		1 DYED DIESEL FOR PW GARAGE	2,756.68	2-01-31-447-266		B DIESEL FUEL	R	10/05/22	10/05/22		579082
<hr/>											
Total Purchase Orders:	43	Total P.O. Line Items:	83	Total List Amount:	42,002.25	Total Void Amount:	0.00				

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Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND APPROPRIATIONS	1-01	7,031.08	0.00	7,031.08	0.00	0.00	7,031.08
CURRENT FUND APPROPRIATIONS	2-01	29,120.77	0.00	29,120.77	0.00	0.00	29,120.77
WATER & SEWER OPERATING	2-09	5,671.20	0.00	5,671.20	0.00	0.00	5,671.20
ANIMAL CONTROL FUND	2-15	4.20	0.00	4.20	0.00	0.00	4.20
Year Total:		34,796.17	0.00	34,796.17	0.00	0.00	34,796.17
	G-02	175.00	0.00	175.00	0.00	0.00	175.00
Total of All Funds:		42,002.25	0.00	42,002.25	0.00	0.00	42,002.25

P.O. Type: All  
 Range: First to Last  
 Format: Detail without Line Item Notes  
 Vendors: All  
 Rcvd Batch Id Range: First to Last

Open: N Paid: N Void: N  
 Rcvd: Y Held: Y Aprv: N  
 Bid: Y State: Y Other: Y Exempt: Y

Include Non-Budgeted: Y

PO #	PO Date	Vendor	Amount	Charge Account	Contract Acct	PO Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/void Date	Invoice
22-00687	09/30/22	M0316 MUNICIPAL CLERKS ASSOC OF OC									
		1 2022 ANNUAL MEMBERSHIP DUES	90.00	2-01-20-120-281	B	PROFESSIONAL MEMBERSHIP & DUES	R	09/30/22	09/30/22		

Total Purchase Orders: 1 Total P.O. Line Items: 1 Total List Amount: 90.00 Total Void Amount: 0.00

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Totals by Year-Fund Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND APPROPRIATIONS	2-01	90.00	0.00	90.00	0.00	0.00	90.00
Total of All Funds:		<u>90.00</u>	<u>0.00</u>	<u>90.00</u>	<u>0.00</u>	<u>0.00</u>	<u>90.00</u>

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September 21, 2022  
08:53 AM

Borough of Lakehurst  
Bill List By P.O. Number

P.O. Type: All  
 Range: First to Last  
 Format: Detail without Line Item Notes  
 Vendors: All  
 Rcvd Batch Id Range: First to Last

Include Non-Budgeted: Y

Open: N Paid: N Void: N  
 Rcvd: Y Held: Y Aprv: N  
 Bid: Y State: Y Other: Y Exempt: Y

PO #	PO Date	Vendor	Amount	Charge Account	Contract Acct	PO Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice
22-00672	09/19/22	00139 OCEAN COUNTY LANDFILL									
		1 LANDFILL DUMP FEE ESCROW	15,000.00	2-01-32-465-257	B	LANDFILL FEES	R	09/19/22	09/21/22		

Total Purchase Orders: 1 Total P.O. Line Items: 1 Total List Amount: 15,000.00 Total Void Amount: 0.00

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Totals by Year-Fund Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND APPROPRIATIONS	2-01	15,000.00	0.00	15,000.00	0.00	0.00	15,000.00
Total of All Funds:		<u>15,000.00</u>	<u>0.00</u>	<u>15,000.00</u>	<u>0.00</u>	<u>0.00</u>	<u>15,000.00</u>

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**RESOLUTION  
OCTOBER 6, 2022**

**RESOLUTION APPROVING THE REFUND OF \$5,000.00 OF CANNABIS  
APPLICATION FEE TO CANNABIS BUSINESSES NOT SELECTED**

**WHEREAS**, Borough of Lakehurst Ordinance 2021-06 permits one Class 5 Cannabis Retail License in the B-1 Zone, one Class 5 Cannabis Retail License in the B-2 Zone, and one entity to hold a Class 1 Cannabis Cultivation License and/or a Class 2 Cannabis Manufacturer License and/or a class 3 Cannabis Wholesaler License and/or or a class 4 Cannabis Distributor License in the Light Industrial Zone; **and**

**WHEREAS**, the Borough of Lakehurst has accepted applications and application fees for said licenses, **and**

**WHEREAS**, on September 15, 2022 the Borough of Lakehurst supported one Class 5 Retail License in the B-1 Zone, one Class 5 Retail License in the B-2 Zone, and one Class 2 Cannabis Manufacturer License in the Light Industrial Zone; **and**

**WHEREAS**, if a business is not selected, \$5,000.00 of the first submittal license application fee will be returned.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey that the following applicants be refunded \$5,000.00:

1. Jersey Shore Extracts LLC
2. RS Operations LLC
3. Sterling Property Holdings NJ LLC
4. Mas Flower

**I, Maryanne Capasso, Municipal Clerk, of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of October 6, 2022.**

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**Maryanne Capasso, RMC  
Municipal Clerk**

**RESOLUTION  
OCTOBER 6, 2022**

**WHEREAS**, four bids were received by the Lakehurst Borough Municipal Clerk on September 7, 2022 for the 2022 NJDOT Rose and Pine Street Curb and Sidewalk project **and**

**WHEREAS**, said bids have been reviewed by the Borough Engineer and it has been determined that the lowest bid exceeded the funding available at this time; **and**.

**WHEREAS**, the Borough Engineer has recommended the rejection of all bids for the 2022 NJDOT Rose and Pine Street Curb and Sidewalk project and rebid the Project after reducing the scope of the project.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey that the bids received for the 2022 NJDOT Rose and Pine Street Curb and Sidewalk project be rejected; **and**

**BE IT FURTHER RESOLVED** that Engineer Alan Dittenhofer is hereby authorized to rebid the 2022 NJDOT Rose and Pine Street Curb and Sidewalk project.

**I, Maryanne Capasso, Municipal Clerk of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of October 6, 2022.**

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**Maryanne Capasso, RMC  
Municipal Clerk**

**RESOLUTION  
OCTOBER 6, 2022**

**WHEREAS**, the Borough is in need of hiring a public works heavy laborer, **and**

**WHEREAS**, Joseph T. Fox has applied for the position; **and**

**WHEREAS**, Mr. David Winton Public Works Department Head has recommended Joseph T. Fox be hired as a public works heavy laborer,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey, that Joseph T. Fox be hired as a permanent public works heavy laborer at the contractual rate, effective September 19, 2022.

**I, Maryanne Capasso, Municipal Clerk, of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of October 6, 2022.**

\_\_\_\_\_  
**Maryanne Capasso, RMC  
Municipal Clerk**

**RESOLUTION  
OCTOBER 6, 2022**

**WHEREAS**, Just Believe Inc., a New Jersey Non-Profit Corporation, has applied for Raffle Licenses to conduct one on-premise draw raffle awarding cash as a prize (50/50 cash raffle) and one on-premise draw raffle awarding merchandise as a prize on November 12, 2022; **and**,

**WHEREAS**, the Statement of Findings and Determinations shows no reason why these licenses should not be issued.

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Borough of Lakehurst, County of Ocean, State of New Jersey that the Raffle Licenses for Just Believe Inc. is hereby approved.

**I, Maryanne Capasso, Municipal Clerk of the Borough of Lakehurst, County of Ocean, State of New Jersey, hereby certify that the above resolution was approved by the governing body at the meeting of October 6, 2022.**

\_\_\_\_\_  
**Maryanne Capasso, RMC  
Municipal Clerk**

**RESOLUTION  
OCTOBER 6, 2022**

**WHEREAS**, Crystal D. Parker has applied for membership in the Lakehurst Volunteer Fire Company No. 1 (LVFC) and the New Jersey State Firemen's Relief Association, **and**

**WHEREAS**, Section 2-20.4(a) 1 of the Revised General Ordinances of the Borough requires that the applicants meet certain criteria and that the applications be approved by the Governing Body, **and**

**WHEREAS**, the above applicant meets the criteria specified in Section 2-20.4(a) 1,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey that the application of Crystal D. Parker membership in the Lakehurst Volunteer Fire Company and the New Jersey State Firemen's Relief Association is hereby approved, effective immediately.

**I, Maryanne Capasso, Municipal Clerk of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of October 6, 2022.**

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**Maryanne Capasso, RMC  
Municipal Clerk**

**RESOLUTION  
OCTOBER 6, 2022**

**WHEREAS**, Vander L. Zinne has applied for membership in the Lakehurst Volunteer Fire Company No. 1 (LVFC) and the New Jersey State Firemen's Relief Association, **and**

**WHEREAS**, Section 2-20.4(a) 1 of the Revised General Ordinances of the Borough requires that the applicants meet certain criteria and that the applications be approved by the Governing Body, **and**

**WHEREAS**, the above applicant meets the criteria specified in Section 2-20.4(a) 1,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey that the application of Vander L. Zinne membership in the Lakehurst Volunteer Fire Company and the New Jersey State Firemen's Relief Association is hereby approved, effective immediately.

**I, Maryanne Capasso, Municipal Clerk of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of October 6, 2022.**

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**Maryanne Capasso, RMC  
Municipal Clerk**

**“ORDINANCE OF THE BOROUGH OF LAKEHURST, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE BOROUGH, CHAPTER XXV ENTITLED “LAND DEVELOPMENT”, SECTION 25-32; AND CHAPTER IV ENTITLED “GENERAL LICENSING” SECTION 4-5”**

**#2022-10**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, a municipality may make, amend, repeal, and enforce ordinances not contrary to the laws of this State or of the United States, as it may deem necessary and proper for order and protection of persons and property, and for the preservation of the public health, safety, and welfare of the municipality and its inhabitants; and

**WHEREAS**, Governor Murphy signed into law legislation legalizing and regulating cannabis use and possession for adults 21 years and older, [A-21](#) (P.L.2021, c.16); and Governor Murphy signed the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act, and decriminalizing marijuana and hashish possession, [A-1897](#) (P.L.2021, c.19). The Governor also signed [S-3454](#) (P.L.2021, c.25), clarifying marijuana and cannabis use and possession penalties for individuals younger than 21 years old; and

**WHEREAS**, New Jersey law enforcement officers made over 24,000 arrests for marijuana possession in 2012, more than in the previous 20 years, which equated to roughly three out of every five arrests; and

**WHEREAS**, the Legislature of the State of New Jersey recognizes the need to eliminate the illegal market for marijuana and provide relief to those who have been, or will continue to be adversely affected by arrests resulting from illegal marijuana sales, through a statewide legislative effort providing for decriminalization and record expungement; and

**WHEREAS**, the Legislature of the State of New Jersey also recognizes the need to utilize tax revenue from legalized marijuana business operations to support drug treatment and education efforts, and community reinvestment initiatives; and

**WHEREAS**, the Governing Body has determined that the State Legislature has adequately addressed, and will continue to adequately address, the majority of statewide public health, safety, and welfare concerns which may arise from the legal adult use of marijuana; and

**WHEREAS**, the Borough of Lakehurst has determined that State licensed businesses that legally cultivate, process, sell, and/or distribute marijuana under such State licenses require special attention in the form of an ordinance tailored toward the Borough of Lakehurst, to preserve the public health, safety, and welfare of the Borough and its inhabitants; and

**WHEREAS**, the new legislation expressly preserves local control over marijuana facilities and land uses, including the authority to control both medical and legal cannabis/marijuana-based businesses in their town; and

**WHEREAS**, municipalities have until August 21, 2021, to pass ordinances that either bans cannabis businesses, welcomes them, or sets limits for the type of businesses or number of dispensaries and those that do nothing will lock in a standard set of rules for five years; and

**WHEREAS**, if a municipality fails to adopt an ordinance prohibiting a particular class by August 21, 2021, a five-year lock in period will be triggered; and

**WHEREAS**, this Ordinance shall rely upon and be interpreted in accordance with the statutes, rules, and regulations enacted by the New Jersey Legislature and the various State Agencies, Authorities, and Departments governing the legal adult use of marijuana in the State of New Jersey; and

**WHEREAS**, the Borough of Lakehurst has a Master Plan which contains zoning classifications and districts as outlined in same; and

**WHEREAS**, medical marijuana and cannabis businesses, dispensaries, commercial operations, and delivery operations are not listed in the Zoning Code as either permitted or conditionally permitted land uses and are, therefore, prohibited under the Borough's permissive zoning provisions, as set forth in the Borough's Municipal Code.

**NOW THEREFORE BE IT ORDAINED** by the Lakehurst Borough council that that the within sections permit certain uses and establish site standards as follows:

**SECTION 1:** The Land Development Ordinance of the Borough of Lakehurst, Chapter 25, section 25-32 entitled reserved is hereby created to permit and govern legal marijuana operations within the Borough of Lakehurst as follows:

## **25-32 MARIJUANA CANNABIS OPERATIONS**

### **25-32.1 LAND USE & ZONING FOR MARIJUANA CANNABIS OPERATIONS**

- a) All residential zones are barred from retail and growing facilities. Pre-existing non-conforming retail uses are explicitly barred from marijuana/cannabis retail use.
- b) ~~Two marijuana and~~ Three cannabis retail licenses shall be permitted in the Borough. One retail license shall be permitted in the B1 Zone, and ~~one two~~ two retail licenses shall be permitted in the B2 Zone. ~~There shall not be two retail licenses in the same zone.~~
- c) [INSERT] In the B2 Zone, one Cannabis Retailer License shall be permitted on the west side of Lake Street and one Cannabis Retailer License shall be permitted on the east side of Lake Street as per the attached Exhibit.
- d) [\*Change from #c to #d]. In the light industrial zone, the Borough shall allow only one entity to hold a Class 1 Cannabis Cultivation License and/or a Class 2 Cannabis Manufacturer License and/or a Class 3 Cannabis Wholesaler License and/or or a Class 4 Cannabis Distributor License if the licenses are owned by the same entity
  1. A Class 5 Cannabis Retail site shall not be permitted in the light industrial zone.
- e) [Change from #d to #e]. Class 6 Cannabis Delivery Licenses ~~are not~~ shall be permitted in the Borough on the condition the entity also possesses a Class 5 Retailer License.

- f) [Change from #e to #f]. Distance from schools and parks. All Cannabis operated facilities shall be located a minimum of two hundred (200) feet from schools having full time enrollment of 100 or more students, as measured from the nearest property boundary of such school use to the front door or primary access of the proposed licensed premises and any public parks. Prior to issuing a retail ~~marijuana~~ cannabis business license, the Borough shall confirm the proposed licensed premises boundaries meet such requirements.

**25-32.2 LIMITATION ON THE NUMBER OF LICENSES THAT MAY BE ISSUED WITHIN THE BOROUGH.**

The “New Jersey Regulatory Enforcement Assistance and Marketplace Modernization Act” establishes six “marketplace” classes of licensed businesses: Namely,

- Class 1 Cannabis Cultivation License
- Class 2 Cannabis Manufacturer License
- Class 3 Cannabis Wholesaler License
- Class 4 Cannabis Distributor License
- Class 5 Cannabis Retailer License
- Class 6 Cannabis Delivery License

- a) ~~As stated above in Article II, two marijuana and~~ Three cannabis retail licenses shall be permitted in the Borough. One retail license shall be permitted in the B1 Zone, and one two retail licenses shall be permitted in the B2 Zone. ~~There shall not be two retail licenses in the same zone.~~
- b) In the light industrial zone, the Borough shall ~~allow~~ permit only one entity to hold a Class 1 Cannabis Cultivation License and/or a Class 2 Cannabis Manufacturer License and/or a Class 3 Cannabis Wholesaler License and/or or a Class 4 Cannabis Distributor License if the licenses are owned by the same entity.
- c) A Class 5 Cannabis Retail site shall not be permitted in the light industrial zone.
- d) A Class 6 Cannabis Delivery Licenses shall not be permitted on the condition the entity also possesses a Class 5 Retailer License. ~~No marijuana business shall be in a movable or mobile vehicle or structure.~~
- e) Storage of products. All products and accessories for a Class 5 Retail License shall be at a minimum at or near the center of the store, completely indoors and onsite.

**25-32.3 STATE LICENSED ~~MARIJUANA~~ CANNABIS MANUFACTURING, CULTIVATION, PROCESSING, DISTRIBUTION AND DISPENSARIES PERMITTED.**

1. Any business duly licensed by the State of New Jersey to conduct legal use marijuana operations, as defined by State law, may operate within the zones referenced in Article II

and Article III so long as: (i) the entity maintains its State and local (if applicable) license in good standing and the entity otherwise remains in full compliance with the laws and regulations established by the State of New Jersey and the applicable Agency, Authority, and/or Department governing the licensed activity, as may be amended.

2. No Business License to operate within the Borough shall be granted or renewed without such evidence as may be required by the Clerk's Office to determine that the entity maintains all valid State and/or Departmental licenses and approvals, and that all such licenses and/or approvals remain in good standing at the time of registration.

#### **25-32.4 SITE STANDARDS**

- a) There shall be no on-site sales of alcohol or tobacco products.
- b) There shall be no on-site sales of food, beverage, and other refreshments.
- c) The consumption of marijuana on any retail site, either indoor or outdoor is strictly prohibited. No consumption of any marijuana product shall be allowed or permitted on the licensed premises or adjacent grounds.
- d) Hours of public operation shall be limited to 10am to 9pm daily. No licensed marijuana business shall be open to the public between the hours outside of 10am to 9pm any day.
- e) For any of the Class 1-5 licenses, the facility or retail store shall provide an air treatment system with sufficient odor absorbing ventilation and exhaust systems such that any odors generated inside the facility are not detectable by a person of reasonable sensitivity anywhere on adjacent property, within public rights of way, or within any other unit located within the same building as the licensed facility if the use only occupies a portion of a building.
- f) To the extent not already required by the entity's State license, all sites must be equipped with security cameras requiring identification quality imaging, which covers all areas, including, but not limited to, all exterior parking and loading areas, points of entry, and interior spaces which are either open to the public or used for the storage or processing of marijuana products. Footage must be maintained for the duration required under State law.
- g) All licensed cannabis facilities must provide the Lakehurst Borough Police Department with access to security footage immediately upon request by the Department.
- h) To the extent not already required by the entity's State license, all licensed facilities must provide at least one security guard who is certified by the police training commission, or more if required by the State, during all times the facility is open to the public.

#### **25-32.5 ON SITE SIGNAGE**

- a) [INSERT]No State licensed cannabis business shall display signage containing text and/or images intended to promote excessive consumption of legal cannabis products.
- b) [INSERT]Signage shall otherwise comply with the requirements of Article XXV (Signs) of the Lakehurst Borough Ordinance, to the extent permissible by applicable State laws and regulations governing signage standards for licensed marijuana businesses.

**SECTION 2:** The Revised General Ordinance of the Borough of Lakehurst, Chapter 4, section 4-5 entitled reserved is hereby created within the Borough of Lakehurst as follows:

## **4-5 LICENSED ~~MARIJUANA~~ CANNABIS OPERATIONS**

### **4-5.1 LICENSING & FEES.**

- a) To be granted a business license for the operation of any State Licensed ~~Marijuana~~ cannabis facility within the Borough, the following conditions must be satisfied:
- 1) Completion of all forms, checklists, and other submissions as may be required by the Clerk's Office;
  - 2) Payment of all applicable local fees, including inspection and licensing fees;
  - 3) Demonstration that all applicable State licenses have been obtained;
  - 4) Passage of all applicable State and local inspections required to be completed prior to the beginning of operations and/or renewal of any State and/or local license;
  - 5) Emergency contact information to be utilized by police, fire, and EMT personnel in the event of an on-site emergency; and,
  - 6) Submission of a full copy of the Application for State Licensure, via hard copy or digitally, with pages prominently marked "CONFIDENTIAL" as appropriate for purposes of compliance with New Jersey's Open Public Records Act (NOTE: pages not marked as confidential will be disclosed in response to an applicable OPRA request).
- b) Application and License Fees: Application and license fees (which are in addition to any state license fees), whether or not shared with the Borough and in addition to any applicable fees required under the Borough Land Use Code and Building Code for ~~marijuana~~ cannabis businesses shall be as follows:
- a. New license application fees:
    - i. First submittal: \$10,000.00. The following is required with a first submittal:
      1. All applicants must submit a \$10,000.00 application fee via certified bank check.
      2. All applicants must concurrently submit a business proposal with one (1) original and two (2) copies along with the license application and license application fee.
    - ii. A ~~marijuana~~ cannabis business license selection committee will be appointed by the Mayor to administratively sort, review and consider each business. Final selections to be made by the full council.
    - iii. If a business is not selected, \$5,000.00 of the first submittal license application fee will be returned.
  - b. Fingerprint-based criminal background check fee, per person checked: actual cost.
  - c. Renewal application fee: \$5,000.00 which is non-refundable.
  - d. Late renewal fee: \$750.00.
  - e. Change of business manager: \$150.00 (plus actual fingerprint-based background check fees).
  - f. Transfer of location: \$1,000.00.

- g. Modification of premises or other activities for which a fee is permitted, but for which a fixed amount is not set in this Article: \$250.00.
  - h. Change of corporate structure or change of a Controlling Beneficial Owner: \$150.00 per person (plus actual fingerprint-based background check fees).
  - i. Other change in financial interests: \$100.00 minimum, or actual cost if more than \$100.00.
- c) The primary purpose of the fees established in this Section is to defray the costs of the particular municipal services provided and not to defray the costs of general services provided by the Borough or to raise general revenues. The fees provided in this Section are reasonably related and proportional to the costs of the services provided and do not generate additional net revenue.
  - d) Fees described in this section are non-refundable even if a license or application is denied, approved but not issued, lapsed, abandoned, or withdrawn.

#### **4-5.2 VIOLATIONS; PENALTY**

- a) Any person, other than a licensee of a retail ~~marijuana~~ cannabis business, who violates any provision of this Article shall be deemed guilty of a municipal offense and may be punished by a fine not to exceed one thousand dollars (\$1,000.00), imprisonment for a period not to exceed ninety (90) days, or by both such fine and imprisonment.
- b) Any licensee of a retail ~~marijuana~~ cannabis business who violates any provisions of this Article shall be subject to civil penalties of up to one thousand dollars (\$1,000.00) for each day during which such violation occurs or continues. Each day on which a violation shall occur or continue shall be deemed a separate and distinct offense. Following notice and hearing, the Local Licensing Authority may impose such civil penalties.

#### **4-5.3 GROSS RECEIPTS, TAXES**

- a) Pursuant to the authority granted by the State of New Jersey, the Borough is levying a Two Percent (2%) tax per sales transaction on all cannabis related sales from ~~marijuana~~-cannabis based businesses.
- b) Every ~~marijuana~~-cannabis based business shall ~~remit such tax on or before the tenth day of each month on account of marijuana and/or cannabis based transactions in the preceding month to the Borough Clerk.~~ [submit a quarterly tax report to the Borough Clerk.](#)
- c) [The Borough may request an audit at the licensee's request for any and all reasons or no reason at all.](#) The burden of proving that any transaction is exempt from the tax shall be upon the seller. It shall be the duty of every seller to maintain, keep and preserve suitable records of all sales made by the seller and such other books or accounts as may be required ~~by the Borough Clerk~~ to determine the amount of the tax of which the Seller is liable under this Article. It shall be the duty of every such seller to keep and preserve for a period of five (5) years all such books, invoices, and other records and the same shall be open for examination by the Borough Clerk or designee.

- d) [INSERT]The Borough has the right to revoke the seller’s license in the event seller does not satisfy the Two Percent (2%) sales tax within thirty (30) days of submitting its quarterly tax reports of which must be submitted in a reasonably timely manner.

**Severability.**

Each section, subsection, sentence, clause, and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**Effective date.**

This Ordinance shall take effect immediately upon final passage and publication as required by law.

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Hon. Harry Robbins  
Mayor

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed on first reading at the regular meeting of the governing body of the Borough of Lakehurst, County of Ocean, and State of New Jersey, held on the sixth day of October 2022 and that said ordinance will be considered for final passage at the meeting of said governing body to be held at the Community Center, Center Street, Lakehurst, New Jersey on the third day of November 2022 at 7:30 p.m. or as soon thereafter as said matter may be reached, at which time and place any person desiring to be heard shall be given an opportunity to be so heard.

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Maryanne Capasso, RMC  
Municipal Clerk